

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF HAWAII

UNITED STATES OF AMERICA,	)	CR. NO. 03-00248 DAE
	)	
Plaintiff,	)	DECLARATION OF COUNSEL
	)	
vs.	)	
	)	
SAMUEL K. KAAUWAI, III,	)	
	)	
	)	
Defendant.	)	
	)	
	)	
	)	
	)	
	)	
	)	

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**DECLARATION OF COUNSEL**

I, CLAYTON KIMOTO, hereby declare as follows:

1. I am counsel for defendant, Samuel K. Kaauwai III.
2. I was recently appointed to the case on September 21, 2006.
3. Sentencing is presently set for October 16, 2006. Counsel needs more time to familiarize himself with the case. Counsel has not yet reviewed the files and discovery for the case.

4. The facts and statements set forth in the foregoing document are true and correct to the best of my knowledge and belief.

I DECLARE UNDER PENALTY OF PERJURY THAT THE FOREGOING IS TRUE AND CORRECT TO THE BEST OF MY KNOWLEDGE AND BELIEF.

DATED: Honolulu, Hawaii, September 27, 2006.

A handwritten signature in black ink, appearing to read 'Clayton Kimoto', written over a horizontal line.

CLAYTON KIMOTO  
Attorney for Defendant  
SAMUEL KAAUWAI III